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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Confirmation No. 6763

Anstey et al.

Group: 1641

Serial No. 09/124,485

Examiner: G. Gabel

Filed: July 29, 1998

For: A METHOD OF PROPHYLAXIS  
AND TREATMENT

<b>CERTIFICATE OF MAILING</b>	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as Express Mail in an envelope addressed to: Hon. Commissioner for Patents, Washington, D.C. 20231, No. Ev 250 906 075 US.	
Date <u>9 Jan 03</u>	<u>Kay Speaker</u> Kay Speaker

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RESPONSE TO OFFICE ACTION AND AMENDMENT

Hon. Commissioner for Patents  
Washington, D.C. 20231

**BEST AVAILABLE COPY**

Sir:

In response to the Office Action of July 16, 2002, Applicants respectfully request reconsideration of the rejections and entry of this Amendment. This Amendment is accompanied by a Petition for Extension of Time and the fee therefor.

Please amend the above-referenced application as follows:

In the Claims:

- 41
38. (Twice amended) A method for the prophylaxis or treatment of infection by a *Plasmodium* species in a non-rodent mammal, said method comprising administering to said non-rodent mammal an agent that increases nitric oxide production or delivery, thereby killing, inhibiting, or otherwise retarding the growth, infectivity or pathogenesis of the *Plasmodium* species.